

THE ADVOCATE

September
2015



Jerry Gorman and his wife Vicki at the Sunflower House Valentine's Gala

Upcoming events:

September

Family Law CLE including 1 hour of ethics & Roast of Jerry Gorman

*When: September 16
CLE at 4:00 pm
Meeting at 6:00 pm*

Where: Hollywood Casino

*Cost: \$25 for the CLE
\$25 for dinner*

October

Bar Association Gives Back with Harvesters Community Food Network

*When: October 17
10:00 am to noon*

Where: Harvesters

Automobile Insurance CLE & Judge's Appreciation Night

*When: October 21
CLE at 4:00 pm
Meeting at 6:00 pm*

Where: Hollywood Casino

*Cost: \$25 for the CLE
\$25 for dinner*

JOIN US AS WE ROAST DISTRICT ATTORNEY JERRY GORMAN

The Bar Association will "honor" District Attorney Jerry Gorman with a Roast this Wednesday at Hollywood Casino. Jerry may think he is safe because he employs half the attorneys in Wyandotte County but we have a few who aren't on his payroll anymore who have some stories to tell. The names of those who will be speaking have not been released and we can only assume it is to make sure Jerry can't have them arrested and held in jail on some trumped up charges before Wednesday.

As always, we also have a fantastic CLE presentation this month. Curtis Barnhill and longtime member of our Bar Association, Reed Walker, will be giving a presentation about family law. The CLE has been approved for one hour of ethics credit. We hope you can join us for the CLE and stay for the show.

Bar Association Gives Back with Harvesters Community Food Network

The Bar Association will be volunteering with Harvesters Community Food Network on October 17 from 10 a.m. until noon loading food at their facility in Kansas City, Missouri. We are looking for 30 volunteers and we need an accurate count so please RSVP in advance.

The Bar Association will be providing lunch at Breit's for all volunteers.

Please RSVP to Pearl King at pearlk@kc.rr.com



A message from our President

Attendance is way up at Wyandotte County Bar Association Meetings. What is that all about!?!

It's entertainment. Our recent speakers are amazing individuals who are game-changers in Kansas City:

- Chuck Haddix—host of Friday Night Fish Fry on KCUR and Charlie Parker biographer
- Ardie Davis—The King of the American Royal Barbecue Sauce Contest and author
- Kelly Newton—KCKCC basketball coach and motivator
- Phil Dixon—Negro Leagues Baseball Hall of Fame founder, author and historian

And more—our sold-out golf tournament, our annual Roast to “honor” a fellow bar member and Judge’s Appreciation Night.

While we live in an internet, e-filing and teleconferencing age of practicing law—we still need a time to see each other and be seen. We like the opportunity to spend some social time with the friends we don’t see so often at the Courthouse or outside of work. Meetings are a time to catch up and a time to meet new members. We discover and connect with lawyers that practice in different areas of the law. We all still enjoy a good war story and sometimes it is an opportunity to make peace with an opponent.

If you haven’t been to a Wyandotte County Bar Association meeting in a while, it’s time. We miss you.

**Mike Sexton,
President**

A message about our new Ask a Lawyer Program

“Ask A Lawyer” is a new program just launched by the Wyandotte County Bar Association. This is a resource designed for all of us—those new to the practice of law or those in practice “long enough and smart enough” to realize that we need help to answer a question in an area of the law that we do not practice regularly. The Ask A Lawyer program takes advantage of the experience and expertise of our members who will answer your questions—both substantive and procedural, silly or serious. Smart lawyers ask dumb questions—which more often than not help us to better

represent our clients, and avoid ethical and legal pitfalls.

I urge everyone to take advantage of your Ask A Lawyer program. Thank you to all of the members of the Wyandotte County Bar Association who have graciously agreed to share their expertise and knowledge as well as our program co-chairs, Denise Tomasic and Judge Bob Burns.

A list of attorneys who have agreed to participate in the program and their areas of expertise can be found in each issue of The Advocate.

**Mike Sexton,
President**

Jury verdicts March through August

Civil

Division 2

5/18/15

Case No. 01 PR 412

In the Matter of the Care and Treatment of
Timothy Burch

Plaintiff: Derenda Mitchell

Respondent: Mike Nichols

Cause of Action: Kansas Sexually Violent
Predator Act

Verdict: Respondent's mental abnormality or
personality disorder has not so changed that he
is safe for transitional release.

Division 3

8/24/15

Case No. 14 CV 730

Darrell D. Frank vs. Melissa Washburn and
Progressive Casualty Insurance Company

Plaintiff: Ken Barnes

Defense: Dan Harris and Emily Yessen

Cause of Action: Auto Accident

Verdict: For the defendants.

Division 7

8/24/15

Case No. 08 CV 1717

Luis Vallejo vs. BNSF Railway Company

Plaintiff: Davy Walker and Daniel Cohen

Defense: William P. Coates Jr. and John E.
McElligott Jr.

Cause of action: Federal Employers Liability

Verdict: For the defendant.

Criminal

Division 4

4/20/15

Case No. 14 CR 477

State of Kansas vs. James Tyler Jr.

Prosecution: Jacob Fishman

Defense: John Ivan

Charges: Count I—Possession of Cocaine
with Intent to Distribute

Verdict: Hung.

4/27/15

Case No. 14 CR 1048

State of Kansas vs. Shawn Ulmer

Prosecution: Alan Fogleman

Defense: John Bryant

Charges: Count I—Aggravated Battery
Count II—Criminal Damage to
Property

Verdict: Guilty on all counts.

6/15/15

Case No. 14 CR 1190

State of Kansas vs. Curtis Rush

Prosecution: Ian Tomasic

Defense: Steve Alexander

Charges: Count I—Burglary
Count II—Interference with a Law
Enforcement Officer
Count III—Theft

Verdict: Not guilty on Count I, guilty on
Counts II and III.

8/3/15

Case No. 13 CR 296

State of Kansas vs. Travis Samek

Prosecution: Mollie Hill

Defense: Kiann Spradlin

Charges: Count I—Rape
Count II—Rape
Count III—Aggravated Criminal
Sodomy
Count IV—Aggravated Indecent
Liberties

Verdict: Hung on all counts.

Jury verdicts (continued):**8/10/15**

Case No. 13 CR 478
 State of Kansas vs. Jock Powell
 Prosecution: Shawn Boyd
 Defense: Charles Lamb
 Charges: Count I—Involuntary
 Manslaughter
 Verdict: Not guilty.

8/25/15

Case No. 15 CR 194
 State of Kansas vs. Sean Behen
 Prosecution: Susan Alig
 Defense: Mike Nichols
 Charges: Count I—Domestic Battery
 Verdict: Guilty.

Division 5**4/13/15**

Case No. 14 CR 697
 State of Kansas vs. Ramar Walton
 Prosecution: Ian Tomasic
 Defense: Mark Dupree
 Charges: Count I—Aggravated Robbery
 Count II—Domestic Battery
 Verdict: Not guilty.

5/11/15

Case No. 14 CR 21
 State of Kansas vs. Todd Boykin
 Prosecution: Alan Fogleman
 Defense: Mark Dupree
 Charges: Count I—Possession of Cocaine
 with Intent to Distribute
 Count II—Distribution of Cocaine
 Count III—Distribution of Cocaine
 Count IV—Possession of Drug
 Paraphernalia
 Count V—Possession of Marijuana
 Verdict: Not guilty on Counts I through IV,
 guilty on Count V.

6/29/15

Case No. 14 CR 533
 State of Kansas vs. Tiara Anderson
 Prosecution: Shawn Boyd
 Defense: Gary Stone
 Charges: Count I—Aggravated Battery
 Verdict: Not guilty.

Division 8**3/2/15**

Case No. 14 CR 174
 State of Kansas vs. Nicholas Collins
 Prosecution: Jennifer Tatum
 Defense: James Spies
 Charges: Count I—Attempted 2nd Degree
 Murder
 Count II—Attempted Aggravated
 Robbery
 Count III—Aggravated Battery
 Verdict: Not guilty on Count I, guilty on
 Counts II and III.

3/9/15

Case No. 13 CR 1302
 State of Kansas vs. Enoch Clark
 Prosecution: Susan Alig
 Defense: David Herron
 Charges: Count I—Aggravated Sexual Battery
 Verdict: Hung.

4/13/15

Case No. 14 CR 856
 State of Kansas vs. Quintin Rideout
 Prosecution: Johnathan Grube
 Defense: Luke Harkins
 Charges: Count I—Burglary
 Count II—Theft
 Verdict: Not guilty on Count I, guilty on
 Count II.

Jury verdicts (continued):

3/14/15

Case No. 14 CR 978

State of Kansas vs. Lloyd Jackson III

Prosecution: Ethan Zipf-Sigler

Defense: Tom Telthorst

Charges: Count I—Aggravated Assault
Count II—Domestic Battery
Count III—Intimidation of a
Witness

Verdict: Guilty on all counts. Domestic
Battery findings made on Counts
I and II.

4/27/15

Case No. 14 CR 978

State of Kansas vs. Sherrick Sims

Prosecution: Mollie Hill

Defense: Fred Zimmerman

Charges: Count I—1st Degree Murder
Count II—Criminal Possession of
a Firearm by a Felon

Verdict: Guilty on all counts.

5/18/15

Case No. 14 CR 994

State of Kansas vs. Junior Jose Arevalo-
Inestrosa

Prosecution: Mollie Hill

Defense: Debera Erickson

Charges: Count I—Aggravated Robbery
Count II—Kidnapping

Verdict: Hung on all counts.

6/8/15

Case No.

State of Kansas vs. Perla Banuelos-Arambula

Prosecution: Ian Tomasic

Defense: Reginald Davis

Charges: Count I—Dealing in False
Identification Documents

Verdict: Defense motion for directed
verdict granted.

7/16/15

Case No. 14 CR 891

State of Kansas vs. Matthew Fields

Prosecution: Ian Tomasic

Defense: Brett Richman

Charges: Count I—Burglary
Count II—Theft

Verdict: Guilty on all counts.

7/13/15

Case No. 14 CR 668

State of Kansas vs. Cole Bruner

Prosecution: Jacob Fishman

Defense: Zach Anthony

Charges: Count I—Burglary
Count II—Theft

Verdict: Hung on all counts.

7/15/15

Case No. 14 CR 726

State of Kansas vs. Oscar Rodriguez-Mendez

Prosecution: Susan Alig

Defense: Cheryl Stewart

Charges: Count I—Possession of Cocaine

Verdict: Guilty.

Jury verdicts (continued):

8/3/15

Case No. 13 CR 598

State of Kansas vs. Tammi A. Smith

Prosecution: Kristiane Bryant

Defense: Chad Gardner and Nancy Oliveras

Charges: Count I—Battery on a Law
Enforcement Officer
Count II—Battery on a Law
Enforcement Officer

Verdict: Hung on all counts.

8/17/15

Case No. 13 CR 1247

State of Kansas vs. Arturo Ochoa-Matul

Prosecution: Mollie Hill

Defense: Tarak Devkota

Charges: Count I—Aggravated Indecent
Liberties with a Child
Count II—Aggravated Criminal
Sodomy

Verdict: Hung.

Division 9**4/13/15**

Case No. 13 CR 407

State of Kansas vs. Michael Lor

Prosecution: Susan Alig

Defense: Tricia Bath

Charges: Count I—Aggravated Assault
Count II—Stalking

Verdict: Not guilty on all counts.

8/10/15

Case No. 11 CR 1167

State of Kansas vs. Donald Haygood

Prosecution: Jennifer Tatum

Defense: Mike Nichols

Charges: Count I—First Degree Murder
Count II—Criminal Possession of
a Firearm by a Felon

Verdict: Guilty on all counts.

Division 15**4/13/15**

Case No. 14 JV 571

In the Matter of J.R.

Prosecution: Francis Gipson

Defense: Mike Nichols

Charges: Count I—Battery

Verdict: Not guilty.

5/12/15

Case No. 14 JV 545

In the Matter of A.P.

Prosecution: James Bain

Defense: Debera Erickson

Charges: Count I—Battery

Verdict: Not guilty.

Division 16**3/30/15**

Case No. 13 CR 909

State of Kansas vs. Rafael Torres-Gutierrez

Prosecution: Alan Fogleman

Defense: Mike Nichols

Charges: Count I—Involuntary
Manslaughter while Driving
Under the Influence of
AlcoholVerdict: Guilty of lesser included offense
of Driving Under the
Influence of Alcohol.

Ask a Lawyer Program

Bankruptcy

Rick Wallace (913) 962-8700
Paul Dent (913) 621-2528
Ray Probst (913) 281-0699

Criminal

Mike Nichols (913) 281-0300
Gary Stone (913) 281-6601
Michael Duma (913) 782-7072
Josh Allen (913) 515-5853
John Bryant (913) 220-9916

Traffic/DUI

Jay Vader (913) 334-4800
Shane Rockey (913) 371-6063
Mike Nichols (913) 281-0300

Juvenile

Jeff Leiker (913) 281-6601
Patricia Kalb (913) 371-2299
Serena Hawkins (913) 390-9835

Probate

Dave Duckers (913) 281-2375
Bill Hutton (913) 371-1944
Pete Peterson (913) 371-1930

Worker's Compensation

Denise Tomasic (913) 371-5750
Zak Kolich (913) 362-5400
Tim Alvarez (913) 371-1030
Jack O'Connor (913) 321-9600

Personal Injury

Don Taylor (913) 321-9600
Roger McLean (913) 381-3221
Mike Sexton (913) 789-7477

Civil Litigation

Leo Logan (913) 381-4000
Jane Sieve-Wilson (816) 372-3912
A.J. Stecklein (913) 371-0727

Domestic/Family Law

Reed Walker (913) 432-1826
Karen Shelor (913) 789-7477
Betsy Mellor (913) 381-5650

Bankruptcy

Rick Wallace (913) 962-8700
Paul Dent (913) 621-2528
Ray Probst (913) 281-0699

Employment/Civil Rights

Ruth Benein (913) 621-7100

Office Management/I.T.

Mike Nichols (913) 281-0300

Ethics

John Duma (913) 782-7072

THE ADVOCATE

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